S.B. Civil Writ Petition NO.1134/2004

Bheru Lal Vs. State of Raj. & Anr.

Date of Order : 03-12-2004

HON'BLE MR. PRAKASH TATIA,J.

Mr. J.L. Purohit, for the petitioner.

Mr. L.R. Upadhyay, for the respondents.

Heard learned counsel for the parties.

Both the counsel submits that present writ petition is squarely covered by decision of this Court in the case of Hajari Ram V/s. State and Anr. decided on 20.10.2003 (S.B. Civil Writ Petition No.1649/2003) in which this Court observed as under:-

> "In this view of the matter, the order of correction of entries is set aside and the parties are relegated to the concerned Tehsildar. There the petitioners will be heard and the petitioners will be permitted to raise all legitimate objections. In the light of the objections and directives of Law, the matter will be decided objectively by the concerned Tehsildar. The parties will appear before the concerned Tehsildar on 10.11.2003 for representing their case.
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> With these observations, these petitions are disposed of. In case any grievance remains to the petitioners, they will be at liberty to approach this Court."

Accordingly, the present writ petition is also disposed of in the same terms, conditions and manner and the entries dated 23.4.2003 made by the respondents in the Jamabandi for samvat year 2057-2060 (Annex.7) is set aside and the parties are directed to appear before the concerned Tehsildar on 17.1.2004.

[PRAKASH TATIA],J.

Praveen